

General Session Minutes
State Board of Registration for Professional Engineers
March 17, 2003

The State Board of Registration for Professional Engineers met in their offices at 300 Capitol Street – Suite 910, Charleston, WV on March 17, 2003. Those present for the general session were:

Frank L. Gaddy	President
Robert L. Wolfe	Vice President
Leonard J. Timms	Secretary
Edward L. Robinson	Member
B. S. Saluja	Member
Debra L. Hamilton	Managing Deputy Attorney General
Marcia White	Board Administrator
Lesley Rosier	Executive Director

The meeting was called to order at 9:00 a.m..

Mr. Timms moved, with a second by Mr. Saluja, that the Board meeting minutes of January 17, 2003, executive and general session, be approved. Motion carried.

The Board budget for January and February 2003 was reviewed and questions were answered by Ms. White. A motion by Mr. Robinson, second by Mr. Timms to approve the budgets as presented. Motion carried.

Ms. Rosier presented the Executive Director's Report and addressed all Board comments and questions. She also presented the Board with an update of the requested company mass mailing regarding the need for a Certificate of Authorization. The Board commended the staff on a job well done as they look forward to receiving the results of the initiative.

Mr. Robinson moved to enter into executive session, second by Mr. Saluja. Motion carried.

At the conclusion of the executive session, Mr. Timms moved to enter into general session, second by Mr. Robinson. Motion carried and the Board took the following actions:

1. **Case 2002-4** – Mr. Robinson moved that this case be pursued further. Seconded by Mr. Saluja and Ms. Rosier is to draft letters to the State Board's where the P.E.'s, involved in the contract, are licensed. This correspondence should request that they take appropriate action against the P.E. and the companies involved, and request that they inform us of the actions taken.
2. **Inquiry 2002-4** – Motion by Mr. Saluja, second by Mr. Robinson for Ms. Rosier to follow up with the City Engineer and determine if a building permit application was filed. Ms. Rosier is to also contact the State Board of the engineer in question to take action against this licensee if he is found to be doing work in WV without being registered.

Ms. Rosier and Mr. Gaddy provided the Board with an NCEES update following their attendance at the Board President's Assembly in Anchorage, Alaska. A majority of the meeting focused on exam security and NCEES proposal to require each jurisdiction to hold a \$1 million bond to protect them in case of a loss. Ms. Hamilton will check with BRIM to determine if an exam security breach would be covered under the state insurance policy currently held by this office. Ms. White will check into other possibilities with purchasing and local insurance companies on obtaining such a bond.

Ms. Rosier presented a request by Lubrication Engineers, Inc., a Texas corporation, to reserve their name. This request had been denied by the Secretary of State's office due to the inclusion of the title "Engineers" in their name. After careful consideration, the Board recognized that this corporation was not asking to be chartered in WV using the name, nor do they intend in any way to ever practice engineering. After researching the request, Ms. Hamilton advised the Board that there was a difference between "name reservation" and "name registration" and that if it be the wishes of the Board, she would be happy to draft a letter to this effect, granting Lubrication Engineers, Inc. the ability to reserve the name and submit it to the Secretary of State's office on behalf of the Board. Motion by Mr. Timms, seconded by Mr. Saluja and motion carried.

Ms. Rosier presented the Board with the lists of approved files since last Board meeting. The following files and/or requests were approved with Board action:

PE Applications to sit for the exam:

Czewski, Robert L.
Current, Richard
Hermansdorfer, Timothy
Young, Joseph

Comity / PE Applications for licensure:

Conroy, Kevin G.
Cooper, Ivan A.
Dixon, Carl D.
Ehrenberg, Paul H.
Gopalakrishanan, Bhaskaran
Lindemann, William T.
Misra, Ram D.
Napiecek, Joseph J.
Nayyar, Sarv
Tomko, Albert Y.
Wang, James J.

The following files and/or requests were denied with Board action and Ms. Rosier is to contact them with the following information:

1. **James Cunningham** – FE application denied until he completes his MSE degree.
2. **Richard Dudzinski** – Comity application denied until he sits and passes the Fundamentals of Engineering exam. WV Law does not recognize a waiver for the FE.
3. **Robert Ore** – Comity application denied because none of the references are P.E.'s. as required by WV Law. Mr. Ore must submit at least 3 P.E. references or attend a future Board meeting for a formal interview.

Ms. Rosier was instructed to contact top DEP and purchasing officials to schedule a meeting, preferably during an afternoon of an upcoming Board meeting to discuss operating practices and contracting issues regarding professional engineering services. Recognizing recent changes in administration, Mr. Saluja and Mr. Robinson are to provide Ms. Rosier and/or Ms. White with the names of these individuals.

Ms. Rosier updated the Board of the Governor's Reorganization bill did not make it out of committee and that the Land Surveyor's bill was defeated. Ms. Rosier continues to work on additional revisions of the Laws, Rules and Regulations. Ms. Hamilton requested that they spend some time together working on revisions and the proposed fine schedule during the next month. Ms. Hamilton will contact Ms. Rosier with her availability.

Upon motion of Mr. Wolfe, second by Mr. Timms, the meeting adjourned at 3:00 p.m.. The Board members will be compensated for one day per diem plus travel expenses.

Frank L. Gaddy, P.E.
Board President

Leonard J. Timms, P.E.
Board Secretary